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8	UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON					
9	AT SEATTLE					
10	ERIK BOB	ADILLA RODRIGUEZ	Z,)			
11		Petitioner,) (CASE NO. C05-20	082RSM	
12	v.)			
13	ALBERTO R. GONZALES, et al., ORDER GRANTING PETITIONER MOTION FOR ATTORNEY'S FEE					
14		Respondents	,	UNDER 28 U.S.C		
15)			
16	The Court, having reviewed petitioner's motion for attorney's fees, respondents' reply, the					
17	Report and Recommendation of the Honorable Monica J. Benton, United States Magistrate					
18	Judge, and the remaining record, finds and Orders as follows:					
19	(1)	(1) The Court adopts the Report and Recommendation.				
20	(2) The Court finds that petitioner is the prevailing party, that respondents' position					
21		was not substantially	justified as define	ed by the Equal Ac	cess to Justice Act, 28	
22		U.S. § 2412, and that	there are no spe	cial circumstances	that would make an	
23		award in this case unj	just.			
24	(3)	Petitioner's Motion for	or Attorney's Fee	es in the amount of	f \$32,876.70 (Dkt. #31) is	
25		GRANTED.				
26	ORDER PAGE – 1					

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1	(4) The Clerk shall send a copy of this Order to all counsel of record,
2	and to the Honorable Monica J. Benton.
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4	DATED this _6_ day of <u>February</u> , 2007.
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6	RICARDO S. MARTINEZ
7	UNITED STATES DISTRICT JUDGE
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